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SOUTHERN DISTRICT OF CALIFORNIABY: *q*

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Attorneys for Plaintiff JENS ERIK SORESENSEN,
as Trustee of SORESENSEN RESEARCH AND
DEVELOPMENT TRUST

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF CALIFORNIA

'08 CV 0234 JM NLS

JENS ERIK SORESENSEN, as Trustee of)
SORESENSEN RESEARCH AND)
DEVELOPMENT TRUST,)

Plaintiff)

v.)

EMISSIVE ENERGY CORP., a)
Delaware Corporation; and DOES 1 -)
100,)

Defendants.)

NOTICE OF RELATED CASES

1 Pursuant to Local Civil Rule 40.1(e), Plaintiff JENS E. SORENSEN, as
2 TRUSTEE OF THE SORENSEN RESEARCH AND DEVELOPMENT TRUST
3 ("SRDT"), hereby gives notice of cases related to the present case. Specifically,
4 SRD TRUST gives notice of the following related cases that all arise from alleged
5 infringement of United States Patent Number 4,935,184 ("the '184 patent"), whether
6 pending, dismissed, or otherwise terminated:

7 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
8 *Trust v. CTT Tools, Inc., et al.*, filed February 5, 2008 in the United States District
9 Court for the District of Southern California. Plaintiff alleges infringement of the
10 '184 patent by Defendants. Consolidation is not recommended because this related
11 case involves different parties and has different products at issue.

12 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
13 *Trust v. Global Machinery Company, et al.*, filed February 5, 2008 in the United
14 States District Court for the District of Southern California. Plaintiff alleges
15 infringement of the '184 patent by Defendants. Consolidation is not recommended
16 because this related case involves different parties and has different products at issue.

17 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
18 *Trust v. Alltrade Tools, LLC., et al.*, filed February 5, 2008 in the United States
19 District Court for the District of Southern California. Plaintiff alleges infringement
20 of the '184 patent by Defendants. Consolidation is not recommended because this
21 related case involves different parties and has different products at issue.

22 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
23 *Trust v. Motorola, Inc., et al.*, Case No. 3:08-cv-0136 LAB RBB, filed January 23,
24 2008 in the United States District Court for the District of Southern California.
25 Plaintiff alleges infringement of the '184 patent by Defendants. Consolidation is not
26 recommended because this related case involves different parties and has different
27 products at issue.

28 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*

1 *Trust v. Sanyo North America Corporation, et al.*, Case No. 3:08-cv-0135 DMS
2 POR, filed January 23, 2008 in the United States District Court for the District of
3 Southern California. Plaintiff alleges infringement of the '184 patent by Defendants.
4 Consolidation is not recommended because this related case involves different
5 parties and has different products at issue.

6 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
7 *Trust v. Informatics, inc., et al.*, Case No. 3:08-cv-0134-L NLS, filed January 23,
8 2008 in the United States District Court for the District of Southern California.
9 Plaintiff alleges infringement of the '184 patent by Defendants. Consolidation is not
10 recommended because this related case involves different parties and has different
11 products at issue.

12
13 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
14 *Trust v. Ryobi Technologies, Inc., et al.*, Case No. 3:08-cv-0070-BTM-CAB, filed
15 January 11, 2008 in the United States District Court for the District of Southern
16 California. Plaintiff alleges infringement of the '184 patent by Defendants.
17 Consolidation is not recommended because this related case involves different
18 parties and has different products at issue.

19 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
20 *Trust v. Senco Products, Inc.*, Case No. 3:08-cv-0071-BTM-CAB, filed January 11,
21 2008 in the United States District Court for the District of Southern California.
22 Plaintiff alleges infringement of the '184 patent by Defendants. Consolidation is not
23 recommended because this related case involves different parties and has a single
24 different product at issue.

25 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
26 *Trust v. Emerson Electric Co., et al.*, Case No. 3:08-cv-0060-BTM-CAB, filed
27 January 10, 2008 in the United States District Court for the District of Southern
28 California. Plaintiff alleges infringement of the '184 patent by Defendants.

1 Consolidation is not recommended because this related case involves different
2 parties and has different products at issue.

3 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
4 *Trust v. Johnson Level & Tool Mfg. Co., Inc.*, Case No. 3:08-cv-0025-BTM-CAB,
5 filed January 4, 2008 in the United States District Court for the District of Southern
6 California. Plaintiff alleges infringement of the '184 patent by Defendants.
7 Consolidation is not recommended because this related case involves different
8 parties and has different, unrelated products at issue.

9 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
10 *Trust v. Lexar Media, Inc.*, Case No. 5:08-cv-00095-JW, filed January 7, 2008 in the
11 United States District Court for the District of Northern California. Plaintiff alleges
12 infringement of the '184 patent by Defendants. Consolidation is not recommended
13 because this related case involves different parties and has different unrelated
14 products at issue.

15 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
16 *Trust v. Ampro Tools Corporation*, Case No. 4:08-cv-00096-CW, filed January 7,
17 2008 in the United States District Court for the District of Northern California.
18 Plaintiff alleges infringement of the '184 patent by Defendants. Consolidation is not
19 recommended because this related case involves different parties and has different,
20 unrelated products at issue.

21 *PowerStation LLC, et al v. Sorensen Research and Development Trust*, Case
22 No. 07-cv-04167-RBH, filed December 31, 2007 in the United States District Court
23 for the District of South Carolina. Plaintiff seeks declaratory judgment that the '184
24 patent is invalid and not infringed by them, and also makes an unfair trade practices
25 claim. Consolidation is not recommended because case involves different parties
26 and different products, and adds a state law cause of action.

27 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
28 *Trust v. Energizer Holdings, Inc., et al*, Case No. 3:07-CV-2321-BTM-CAB, filed

1 December 11, 2007 in the United States District Court for the Southern District of
2 California. Consolidation is not recommended because this related case involves
3 different parties and has different, unrelated products at issue.

4 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
5 *Trust v. Giant International, Inc., et al*, Case No. 3:07-CV-2121-BTM-CAB, filed
6 November 6, 2007 in the United States District Court for the Southern District of
7 California. Consolidation is not recommended because this related case involves
8 different parties and has different, unrelated products at issue.

9 *Jens Erik Sorensen as Trustee of Sorensen Research and Development Trust v.*
10 *Esseplast (USA) NC, Inc., et al*, Case No. 3:07-cv-2277-BTM-CAB, filed December
11 4, 2007 in this District. Consolidation is not recommended because this related case
12 involves different parties and has different, unrelated products at issue.

13 *Jens Erik Sorensen as Trustee of Sorensen Research and Development Trust v.*
14 *Helen of Troy Texas Corporation, et al*, Case No. 3:07-cv-2278-BTM-CAB, filed
15 December 4, 2007 in this District. Consolidation is not recommended because this
16 related case involves different parties and has different, unrelated products at issue.

17 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
18 *Trust v. First International Digital, Inc., et al*, Case No. 3:07-cv-5525-JSW, filed
19 October 30, 2007 in the United States District Court for the Northern District of
20 California. Consolidation is not recommended because this related case involves
21 different parties and has different, unrelated products at issue.

22 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
23 *Trust v. Digital Networks North America, Inc., et al*, Case No. 3:07-5568-JSW, filed
24 November 1, 2007 in the United States District Court for the Northern District of
25 California. Consolidation is not recommended because this related case involves
26 different parties and has different, unrelated products at issue.

27 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
28 *Trust v. The Black & Decker Corporation, et al*, Civil Case No.: 3:06-CV-1572-

1 BTM-CAB, filed August 7, 2006, in the United States District Court for the Southern
2 District of California. Consolidation is not recommended because this related case
3 involves different parties and has different, unrelated products at issue.

4 *American Safety Razor Co. v. Sorensen Research & Development Trust*, Civil
5 Case No. 07-CV-00730-HHK, filed April 20, 2007, in the United States District
6 Court for the District of Columbia. Consolidation is not recommended because this
7 related case involves different parties and has different, unrelated products at issue.

8 *DMS Holdings, Inc. v. Sorensen Research & Development Trust*. Civil Case
9 No.: 07-CV-02690, filed May 11, 2007, in the United States District Court for the
10 Northern District of Illinois. Consolidation is not recommended because this related
11 case involves different parties and has different, unrelated products at issue.

12 *Jens Erik Sorensen as Trustee of the Sorensen Research And Development*
13 *Trust v. Tecnica USA, Inc and Nordica USA, Inc.*, Civil Case No. 06CV1941 B
14 MLS, filed September 18, 2006 in the Southern District of California. The action
15 was settled by the parties, and dismissed.

16 *Jens Erik Sorensen As Trustee of The Sorensen Research And Development*
17 *Trust v. Head USA Inc.* Civil Case No.: 06CV1434BTN CAB, filed July 2006 in
18 the Federal District for the Southern District of California. The action was settled by
19 the parties, and dismissed.

20 *Head USA Inc. v. Jens Erik Sorensen (As Trustee of The Sorensen Research*
21 *And Development Trust), and Sorensen Research And Development Trust*. Docket
22 No.: 306CV00983, filed June 2006 in the Federal District of Connecticut. The matter
23 was transferred and consolidated with the *Sorensen Research And Development*
24 *Trust v. Head USA Inc.* action filed in the Southern District of California, Civil Case
25 No.: 06CV1434BTM CAB. The action was later settled by the parties, and
26 dismissed.

27 *Nordica USA Corp. v. Jens Ole Sorensen, Jens Erik Sorensen, and Sorensen*
28 *Research and Development Trust*. Docket No. 1:06-cv-91-JM filed March 8, 2006 in

1 the Federal District of New Hampshire. The matter was transferred and consolidated
2 with *Jens Erik Sorensen As Trustee of The Sorensen Research And Development*
3 *Trust v. Tecnica USA, Inc and Nordica USA, Inc.*, Civil Case No. 06CV1941 B
4 MLS, filed in the Southern District of California. The action was later settled by the
5 parties.

6 *Jens Ole Sorensen, and Jens E. Sorensen, as Trustee Of The Sorensen*
7 *Research and Development Trust v. DaimlerChrysler AG, and Mercedes-Benz USA,*
8 *LLC.* Civil No. 03-1763 (HAA) filed in the United States District Court for
9 Northern California and transferred to the United States District Court for New
10 Jersey. This matter has been settled and dismissed.

11 *In the Matter of Certain Automobile Tail Light Lenses And Products*
12 *Incorporating Same.* Investigation No. 337-TA-502 filed in the United States
13 International Trade Commission. The matter was remanded after appeal to the
14 Federal Circuit Court of Appeals, then settled and dismissed.

15 *Jens E. Sorensen, as Trustee Of The Sorensen Research and Development*
16 *Trust v. Premier Automotive Group, Ford Motor Company, and Jaguar, Ltd.* Case
17 No. 03-cv-01107, filed March 14, 2003 in the Federal Court for the Northern District
18 of California. The matter was settled and dismissed.

19 *Lowe's Companies, Inc., et al v. Sorensen Research and Development Trust.*
20 Case No. 05-cv-00234 filed July 29, 2005 in the Federal Court for the Western
21 District of North Carolina. The matter was never served and was dismissed.

22 *Digital Innovations LLC v. Sorensen Research and Development Trust.* Case
23 No. 05-cv-06428, filed November 9, 2005 in the Federal Court for the Northern
24 District of Illinois. The matter was never served and was dismissed.

25 *Big Lots v. Sorensen Research and Development Trust.* Case No. 2:06-cv-
26 1089, filed December 29, 2006 in the Federal Court for the Southern District of
27 Ohio. The matter was never served and was dismissed.

28 *Bon-Aire v. Sorensen Research and Development Trust.* Case No. 07-cv-054-


1 S, filed January 2007 in the Federal Court for the District of Idaho. The matter was
2 never served and was dismissed.

3 *Husqvarna Outdoor Products, Inc. v. Sorensen Research and Development*
4 *Trust*. CIV. NO. CV106-160 in the Federal Court for the Southern District of
5 Georgia on October 30, 2006. The matter was never served and was dismissed.

6 *Sorensen et al v. International Trade Commission et al.* 427 F.3d 1375
7 (Fed.Cir., 2005). After the Federal Circuit ruled in patentee's favor, the parties
8 settled and dismissed.

9 DATED this Tuesday, February 05, 2008.

10 JENS ERIK SORENSEN, as Trustee of
11 SORENSEN RESEARCH AND DEVELOPMENT
12 TRUST, Plaintiff

13 
14 J. Michael Kaler, Esq.
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16 Attorneys for Plaintiff
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